

## **1428.306**

Circumstances where contractors are required to carry insurance are listed under FAR 28.301 and 28.306. In these circumstances, the CO shall insert the clause at 1452.228-70, Liability Insurance—Department of the Interior, in solicitations and contracts.

### **1428.306 Insurance under fixed-price contracts.**

#### **1428.306-70 Insurance for aircraft services contracts.**

(a) *Policy.* The CO shall insert minimum insurance requirements in aircraft services contracts in order to protect the Government and its contractors.

(b) *Applicability.* The clauses prescribed in section 1428.311-2 are applicable to all fixed-price contracts involving use of aircraft with either a contractor-furnished or a Government-furnished pilot except for one-time charters when Government exposure is minimal and time limitations are present.

#### **1428.311 Solicitation provision and contract clause on liability insurance under cost-reimbursement contracts.**

##### **1428.311-1 Contract clause.**

The CO shall modify the clause at FAR 52.228-7, Insurance—Liability to Third Persons, in accordance with 1452.228-7, and insert in solicitations and contracts as prescribed in FAR 28.311-1.

##### **1428.311-2 Agency solicitation provisions and contract clauses.**

The following DOI clauses shall be used as prescribed:

(a) The CO shall insert the clause at 1452.228-71, Aircraft and General Public Liability Insurance—Department of the Interior, in solicitations and contracts when a fixed-price contract for operation of aircraft is anticipated and where the Government is using a contractor-furnished pilot.

(b) The CO shall insert the clause at 1452.228-72, Liability for Loss or Damage—Department of the Interior, in solicitations and contracts when a fixed-price contract for use of aircraft is anticipated and where the Government

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does not have a property interest and is using a Government-furnished pilot.

(c) The CO shall insert the clause at 1452.228-73, Liability for Loss or Damage (Property Interest)—Department of the Interior, in solicitations and contracts when a fixed-price contract for use of aircraft is anticipated and where the Government has a property interest in the aircraft and is using a Government-furnished pilot (*e.g.*, a lease with purchase option).

## **PART 1429—TAXES**

### **Subpart 1429.3—State and Local Taxes**

Sec.

1429.303 Application of State and local taxes to Government contractors and subcontractors.

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

### **Subpart 1429.3—State and Local Taxes**

#### **1429.303 Application of State and local taxes to Government contractors and subcontractors.**

Contractors to be treated as agents of the Government for the purposes set forth in FAR 29.303(a) shall require the written review and approval of the AS/PMB. The HCA shall submit requests for approval through SOL, to the Director, PAM, for further action.

## **PART 1430—COST ACCOUNTING STANDARDS ADMINISTRATION**

### **Subpart 1430.2—CAS Program Requirements**

Sec.

1430.201 Contract requirements.

1430.201-5 Waiver.

1430.202 Disclosure requirements.

1430.202-2 Impracticality of submission.

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.